

**7068. Adulteration of honey. U. S. v. 100 Cans of Honey. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 12386. Sample No. 71022-F.)**

**LIBEL FILED:** On or about May 24, 1944, District of Oregon.

**ALLEGED SHIPMENT:** On or about February 3, 1944, by Wm. Atchley, from Upland, Calif.

**PRODUCT:** 100 cans, each containing 60 pounds, of honey at Portland, Ore.

**VIOLATION CHARGED:** Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of rodent hairs and insect fragments.

**DISPOSITION:** June 19, 1944. Wm. Atchley, claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond to be brought into compliance with the law, under the supervision of the Food and Drug Administration. The product was denatured for use as bee food.

## DAIRY PRODUCTS

### BUTTER

Nos. 7069 to 7077 report actions involving butter that was prepared from decomposed cream, as evidenced by mold. Nos. 7076 to 7081 report actions involving butter that was deficient in milk fat. In Nos. 7076 to 7086, additional charges were brought that the butter was short-weight.

**7069. Adulteration of butter. U. S. v. 8 Cases (240 pounds) of Butter. Decree of condemnation. Product ordered destroyed. (F. D. C. No. 13573. Sample No. 81205-F.)**

**LIBEL FILED:** On or about July 3, 1944, District of Kansas.

**ALLEGED SHIPMENT:** On or about June 21, 1944, by Alma Creamery Co., Alma, Mo.

**PRODUCT:** 8 30-pound cases of butter at Kansas City, Kans.

**LABEL, IN PART:** "Spring Brook Brand Creamery Butter."

**VIOLATION CHARGED:** Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a moldy substance.

**DISPOSITION:** On July 11, 1944. The consignee having admitted that the product was adulterated, judgment of condemnation was entered and the product was ordered destroyed. Destruction was effected by delivering the butter to a rendering plant, to be disposed of for fat salvage.

**7070. Adulteration of butter. U. S. v. 6 Tubs and 17 Tubs of Butter. Decree of condemnation. Product ordered released under bond to be converted into refined butter oil. (F. D. C. No. 13162. Sample No. 81209-F.)**

**LIBEL FILED:** On or about July 18, 1944, Western District of Missouri.

**ALLEGED SHIPMENT:** On or about June 23 and 30, 1944, by Deer Creek Creamery, from Atchison, Kans.

**PRODUCT:** 23 63-pound tubs of butter at Kansas City, Mo.

Examination of samples showed that the product contained mold.

**VIOLATION CHARGED:** Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy or decomposed animal substance.

**DISPOSITION:** July 25, 1944. Deer Creek Creamery Co., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond to be converted into refined butter oil, under the supervision of the Food and Drug Administration.

**7071. Adulteration of butter. U. S. v. 6 Cases (300 pounds) of Butter. Default decree of condemnation. Product ordered disposed of to be used in the war effort. (F. D. C. No. 13148. Sample No. 67889-F.)**

**LIBEL FILED:** July 6, 1944, Eastern District of Kentucky. Amended August 26, 1944.

**ALLEGED SHIPMENT:** On or about July 5, 1944, by French-Bauer, Inc., Cincinnati, Ohio.

**PRODUCT:** 6 50-pound cases of butter at Covington, Ky.

**LABEL, IN PART:** "Clover Blossom Brand Creamery Butter."

**VIOLATION CHARGED:** Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy and decomposed substance by reason of the

presence of fly and other insect fragments, and in that it was made from decomposed cream, as evidenced by a high mold mycelia count.

**DISPOSITION:** October 27, 1944. French-Bauer Inc., the sole intervenor, having failed to respond or make any defense to the amended libel, judgment of condemnation was entered and the product was ordered disposed of in furtherance of the war effort. It was sold to a chemical plant.

**7072. Adulteration of butter. U. S. v. 163 Cases (3,260 pounds) of Butter. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 12778. Sample No. 67781-F.)**

**LIBEL FILED:** June 7, 1944, Southern District of Ohio.

**ALLEGED SHIPMENT:** On or about May 31, 1944, by Schlosser Bros., Indianapolis, Ind.

**PRODUCT:** 163 20-pound cases of butter at Columbus, Ohio.

Examination of samples showed that the product contained mold.

**LABEL, IN PART:** "Silverbrook Creamery Butter \* \* \* The Great Atlantic & Pacific Tea Co. New York, N. Y. Packers."

**VIOLATION CHARGED:** Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy or decomposed animal substance.

**DISPOSITION:** June 27, 1944. Schlosser Bros., Inc., claimant, having admitted the allegations in the libel, judgment of condemnation was entered and the product was ordered released under bond to be brought into compliance with the law, under the supervision of the Federal Security Agency. The product was converted into refined butter oil.

**7073. Adulteration of butter. U. S. v. 5 Cases (160 pounds) of Butter. Consent decree of condemnation. Product ordered destroyed. (F. D. C. No. 13572. Sample No. 67100-F.)**

**LIBEL FILED:** July 18, 1944, District of Kansas.

**ALLEGED SHIPMENT:** On or about June 21, 1944, by Spring Valley Butter Co., Kansas City, Mo.

**PRODUCT:** 5 32-pound cases of butter at Kansas City, Kans.

Examination of samples showed that the product contained mold.

**VIOLATION CHARGED:** Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy or decomposed animal substance.

**DISPOSITION:** August 24, 1944. The owner having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered destroyed. Destruction was effected by delivery to a rendering plant, for fat salvage.

**7074. Adulteration of butter. U. S. v. 46 Cases (1,472 pounds) of Butter. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 13152. Sample No. 68401-F.)**

**LIBEL FILED:** On or about June 21, 1944, Southern District of West Virginia.

**ALLEGED SHIPMENT:** On or about June 11, 1944, by Sugar Creek Creamery Co., from Louisville, Ky.

**PRODUCT:** 46 cases, each containing 32 1-pound rolls, of butter at Huntington, W. Va.

**LABEL, IN PART:** (Wrapper) "Country Roll Creamery Butter Wilson—Co."

**VIOLATION CHARGED:** Adulteration, Section 402 (a) (3), the product had a high mold mycelia count, which is conclusive evidence of decomposition.

**DISPOSITION:** July 14, 1944. The Sugar Creek Creamery Co., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond to be converted into refined butter oil under the supervision of the Food and Drug Administration.

**7075. Adulteration of butter. U. S. v. 202 Cases (6,464 pounds) of Butter. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 13138. Sample No. 61290-F.)**

**LIBEL FILED:** On or about July 14, 1944, Southern District of Mississippi.

**ALLEGED SHIPMENT:** On or about June 10, 1944, by Swift & Co., from Conway, Ark.

**PRODUCT:** 202 cases, each containing 32 1-pound prints, of butter at Biloxi, Miss.

Examination of a sample showed that the product contained mold.